

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Reinhard HIESINGER
Serial No.: 10/722,398
Filed: November 28, 2003
For: VARIABLE BACKGROUND FOR PHOTOGRAPHIC PICTURES

TRANSMITTAL OF SMALL ENTITY
DECLARATION AND REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: REFUND SECTION, ACCOUNTING
DIVISION, OFFICE OF FINANCE

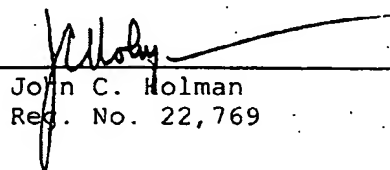
Sir:

Submitted herewith is a Small Entity Declaration, establishing small entity status for the captioned application. In view of Manual of Patent Examining Procedure (MPEP) 509.03, refund of the excess fee paid on November 28, 2003, is respectfully requested. Please credit a refund in the amount of \$430.00 to undersigned Counsel's Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By


John C. Holman
Reg. No. 22,769

Suitcase
400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202) 638-6666

Atty. Docket: P69334US0
Date: March 1, 2004
JCH/cmf

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SMALL ENTITY
DECLARATION

Attorney's Docket No. _____

SMALL ENTITY DECLARATION
[37 CFR 1.9(c)-(f)]

Each undersigned declares that:

- (1) ☐ The application attached hereto.
- (2) ☐ U.S. Application Serial No. _____, filed _____
- (3) ☐ U.S. Patent No. _____ Issued _____
is entitled to the benefits of "small entity" status for paying reduced fees under 35 USC 41(a) and (b) to the Patent and Trademark Office by virtue of the following:
- (4) ☐ Each undersigned declares that he/she qualifies as an independent inventor, or would qualify had he/she made the invention, as defined in 37 CFR 1.9(c).
- (5) ☐ The undersigned declares that he/she is an official empowered to act on behalf of the concern identified below; that this concern qualifies as a small business concern as defined in 37 CFR 1.9(d); that exclusive rights to the invention have been conveyed to and remain with the small business concern, or if the rights are not exclusive, that all other rights belong to small entities as defined in 37 CFR 1.9.
- (6) ☒ The undersigned declares that he/she is an official empowered to act on behalf of the organization identified below; that this organization qualifies as a nonprofit organization as defined in
- (a) ☐ 37 CFR 1.9(e)(1)
- (b) ☐ 37 CFR 1.9(e)(2)
- (c) ☐ 37 CFR 1.9(e)(3)
- (d) ☐ 37 CFR 1.9(e)(4) State law of _____
that exclusive rights to the invention have been conveyed to and remain with the organization, or if the rights are not exclusive, that all other rights belong to organizations as defined in 37 CFR 1.9.
- (7) Each person, concern or organization to which I/we have assigned, granted, conveyed or licensed, or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:
- (a) ☒ No such person, concern or organization
- (b) ☐ persons, concerns or organizations listed below
[a separate declaration is required from each named person, concern or organization having rights to this invention averring to their status as "small entities."]

Full Name _____

Address _____

☐ Individual

☐ Small Business Concern

☐ Nonprofit Organization

I/we acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement of small entity prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I/we hereby declare that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

(8)

Typed Name of Inventor	Signature	Date
_____	_____	_____
Typed Name of Inventor	Signature	Date
_____	_____	_____
Typed Name of Inventor	Signature	Date
_____	_____	_____
Typed Name of Inventor	Signature	Date
_____	_____	_____

(9) Novoflex Präzisionstechnik GmbH

Name of Small Business Concern or Nonprofit Organization

Hiesinger, Reinhard By R. Hiesinger 17-12-2003

Typed Name Signature Date

managing director

Title of Signatory

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Attorney's Docket No. _____

SMALL ENTITY DECLARATION
[37 CFR 1.9(c-f)]

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(1) ☐ the application attached hereto.

(2) ☐ U.S. Application Serial No. _____, filed _____

(3) ☐ U.S. Patent No. _____ issued _____
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(5) ☐ The undersigned declares that he/she is an official empowered to act on behalf of the concern identified below; that this concern qualifies as a small business concern as defined in 37 CFR 1.9(d); that exclusive rights to the invention have been conveyed to and remain with the small business concern, or if the rights are not exclusive, that all other rights belong to small entities as defined in 37 CFR 1.9.

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(a) ☐ 37 CFR 1.9(e)(1)

(b) ☐ 37 CFR 1.9(e)(2)

(c) ☐ 37 CFR 1.9(e)(3)

(d) ☐ 37 CFR 1.9(e)(4) State law of _____
that exclusive rights to the invention have been conveyed to and remain with the organization, or if the rights are not exclusive, that all other rights belong to organizations as defined in 37 CFR 1.9.

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(a) ☐ no such person, concern or organization

(b) ☒ persons, concerns or organizations listed below
[a separate declaration is required from each named person, concern or organization having rights to this invention averring to their status as "small entities."]

Full Name Novoflex GbR Bothe, Hiesinger und Mann

Address Brahmsstraße 7, D-87700 Memmingen

☐ Individual

☒ Small Business Concern

☐ Nonprofit Organization

I/we acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement of small entity prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I/we hereby declare that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

(8)	<u>Hiesinger, Reinhard</u>	<u><i>R. Hiesinger</i></u>	<u>17-12-2003</u>
	Typed Name of Inventor	Signature	Date
	_____ Typed Name of Inventor	_____ Signature	_____ Date
	_____ Typed Name of Inventor	_____ Signature	_____ Date
	_____ Typed Name of Inventor	_____ Signature	_____ Date

(9) _____
Name of Small Business Concern or Nonprofit Organization

By _____
Typed Name Signature Date

Title of Signatory

NOT AVAILABLE COPY